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Glover
4/7/17

CS FOR HOUSE BILL NO. 176()
IN THE LEGISLATURE OF THE STATE OF ALASKA
THIRTIETH LEGISLATURE - FIRST SESSION

BY

Offered:
Referred:

Sponsor(s): REPRESENTATIVES FANSLER, Gara

A BILL
FOR AN ACT ENTITLED

1 **"An Act relating to medical assistance reimbursement for emergency medical**
2 **transportation services; and providing for an effective date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 *** Section 1. AS 47.07 is amended by adding a new section to read:**

5 **Sec. 47.07.085. Supplemental reimbursement for emergency medical**
6 **transportation services. (a) The department shall develop a program to provide**
7 **supplemental reimbursement to eligible emergency medical transportation service**
8 **providers for the cost of providing services to medical assistance recipients. Except as**
9 **provided in (b) of this section, the amount of the supplemental reimbursement paid to**
10 **a provider must be equal to the amount of federal financial participation that the**
11 **department receives for the nonfederal matching funds paid by the provider through**
12 **intergovernmental transfers or certified public expenditures, less any administrative**
13 **expenses. Under the program, the department shall use intergovernmental transfers, or**
14 **certified public expenditures, or both, for the nonfederal share of emergency medical**

1 transportation services that are eligible for federal financial participation under the
2 medical assistance program.

3 (b) The amount a provider receives in supplemental reimbursements under the
4 program, when combined with the amount the provider receives from all other
5 sources, including medical assistance reimbursement under the state plan, may not
6 exceed the provider's actual cost for providing emergency medical transportation
7 services to medical assistance recipients.

8 (c) An emergency medical transportation service provider is eligible to
9 participate in the program if the provider

10 (1) is enrolled with the department as a medical assistance provider;

11 (2) voluntarily enters into an agreement with the department to
12 participate in the program;

13 (3) is owned or operated by the state, a political subdivision of the
14 state, or a federally recognized tribe or tribal organization;

15 (4) charges for emergency medical transportation services on a fee-for-
16 service or other federally permissible basis; and

17 (5) certifies that the provider's expenditures for emergency medical
18 transportation services qualify for federal financial participation.

19 (d) The department may charge an administrative fee to a provider who
20 participates in the program to cover the department's costs for administering the
21 program. The administrative fee may not exceed 20 percent of a provider's cost for
22 providing emergency medical transportation services.

23 (e) If the United States Department of Health and Human Services revokes
24 approval of the program, the department shall provide notice to the legislature. The
25 department shall submit written notice to the secretary of the senate and the chief clerk
26 of the house of representatives as early as possible after the United States Department
27 of Health and Human Services expresses its intent to revoke approval of the program.

28 (f) Supplemental reimbursement payments are subject to appropriation.

29 (g) In this section,

30 (1) "emergency medical transportation services" includes ground,
31 water, or air transportation services provided to a medical assistance recipient during a

1 medical emergency;

2 (2) "program" means the supplemental reimbursement program
3 developed by the department under this section;

4 (3) "provider" means an eligible emergency medical transportation
5 service provider;

6 (4) "state plan" means the state plan for medical assistance coverage
7 developed under AS 47.07.040.

8 * Sec. 2. The uncodified law of the State of Alaska is amended by adding a new section to
9 read:

10 MEDICAID STATE PLAN AMENDMENT; NOTICE TO REVISOR OF
11 STATUTES. The Department of Health and Social Services shall amend and submit for
12 federal approval a state plan for medical assistance reimbursement consistent with this Act.
13 The commissioner of health and social services shall certify to the revisor of statutes if all of
14 the provisions of AS 47.07.085, enacted by sec. 1 of this Act, are approved by the United
15 States Department of Health and Human Services.

16 * Sec. 3. The uncodified law of the State of Alaska is amended by adding a new section to
17 read:

18 CONDITIONAL EFFECT. AS 47.07.085, enacted by sec. 1 of this Act, takes effect
19 only if the commissioner of health and social services certifies to the revisor of statutes under
20 sec. 2 of this Act, on or before November 1, 2018, that all of the provisions added by
21 AS 47.07.085 have been approved by the United States Department of Health and Human
22 Services.

23 * Sec. 4. If AS 47.07.085, enacted by sec. 1 of this Act, takes effect, it takes effect on the
24 day after the date the commissioner of health and social services makes a certification to the
25 revisor of statutes under sec. 2 of this Act.